

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

Coastal Investment Partners, LLC

Plaintiff,

- against -

DSG Global, Inc.

Defendant.

[illegible]

17 cv 4427 (PKC)

DECLARATION OF JACOB MIOTA

JACOB E. MIOTA hereby declares as follows:

1. I am counsel to Plaintiff Coastal Investment Partners, LLC in this action and make this declaration to advise the court, pursuant to Local Rule 55.2(C), that service copies of plaintiff's default paperwork to defendant have been returned.
2. Specifically, attached hereto are scanned images of two envelopes that I received earlier this week. Both have handwritten notations saying that there was "no unit number" indicated on the address, and one has the notation "RTS." The address used was:

DSG Global, Inc.
5455 152 Street
Surry, BC V3S 5A5
Canada.
3. That address used for service is the same address listed as defendant DSG Global Inc's "last known address" in their counsel's Certificate of Service on his withdrawal filings. *See* Docket Number 57. There is no indication that Mr. Basile's documents were returned.
4. The documents returned are identified in the Affidavits of Service I filed as DN's 60 and 64 and include the Motion for a Default Judgement and the Clerk's Certificate of Default.

5. Defendant has been warned twice in this case, once by Judge Batts in DN 34, and then again by Judge Castel in DN 56, that the withdrawal of its counsel meant it would be defaulted if it failed to retain new counsel. There is no indication those warning did not reach defendant. Defendant and its principal, Bob Silzer, actively participated in this litigation and allowed his email firing counsel to be filed as part of Mr. Basile's withdrawal. And of course, this Court's docket is publicly available. There is no chance defendant was not aware it was subject to default, and it's failure to provide the Court and the parties with a complete address is no reason to question the validity of the already entered default.

Dated: Milwaukee, Wisconsin
September 11, 2020

s/ Jacob Miota



MOTA LAW LLC
1400 East Olive Street
Shorewood, WI 53211

06 AUG 2020 PM 2.1



Curry

DSG Global,
5455 152 St
Surrey, BC V3
Canada

5321 18 1828 9-0349 34

MOVED / UNKNOWN // DEMENAGE OU INCONNU
RETURN TO SENDER
RENOUVEAU A L'EXPEDITEUR
WI 53211
USA



MIOTA LAW LLC
1400 E. Olive Street
Shorewood, WI 53211

DSG Global, Inc.
5455 152 Street
Surrey, BC V3S 5A5
Canada

WUW-RTS



9400



00294

U.S. POSTAGE PAID
FORM LE
MILWAUKEE, WI
53211-0620
AUG 06, 20
AMOUNT

\$5.03

R2303S100515-05

MOVED / UNKNOWN // DEMENAGE OU INCONNU
RETURN TO SENDER
RENOVOI A L'EXPEDITEUR
WI 53211
USA